

REMARKS

Claims 12-16, 19-20 and new claims 21-27 are currently pending, based on the amendment herein.

The Examiner rejected claims 15-18 under 35 U.S.C. §102(e) as being anticipated by Min et al (USP 6,620,656).

Claims 12-14 stand allowed. Applicants appreciate the Examiner's allowance of these claims.

Claims 19 and 20 were objected to as being dependent on a rejected base claim, however, with the Examiner stating that they would be allowable if rewritten to include all limitations of the rejected base claim. Claim 19 has been rewritten in independent form as to include subject matter of rejected claim 15, with claim 20 still depending from claim 19. Applicants also appreciate this indication of allowable subject matter, and it is respectfully submitted that claims 19 and 20 should also now be in condition for allowance.

35 U.S.C. §102(e)

Claims 15-16 are rejected under 35 U.S.C. §102(e) as being anticipated by Min et al. (USP 6,620,656).

As to claim 15 as amended, Applicants respectfully contend that Min et al. does not

BUR920000033US2

-6-

S.N. 10/687,333

anticipate claim 15, because Min et al. does not teach each and every feature of claim 15. For example, Min et al. does not teach the feature of "isolating said body-contact region from said source region and said drain region by forming a structure comprising an insulator and insulative spacers, said insulator not forming a part of said first gate and wherein said insulative spacers are in contact with external surfaces of said insulator such that an interior portion of said insulator is between said spacers."

In contrast, Min et al. merely teaches a body contact region 42 and a gate oxide having a thicker portion 52. Thus, Applicants maintain that Min et al. does not teach the aforementioned feature of claim 15. Based on the preceding arguments, Applicants respectfully maintain that Min et al. does not anticipate claim 15, and that claim 15 is in condition for allowance. Since claim 16 and new claims 21-27 depend from claim 15, Applicants contend that claims 16 and 21-27 are likewise in condition for allowance.

CONCLUSION


Based on the preceding remarks, Applicants respectfully believe that all pending claims 12-16, 19-20 and 21-27 and the entire application meet the acceptance criteria for allowance and therefore request favorable action. If the Examiner believes that anything further would be helpful to place the application in better condition for allowance, Applicants invite the Examiner to contact Applicants' representative at the telephone number listed below.

Respectfully submitted,

For: Bryant et al

Date: November 18, 2004

By:


William D. Sabo, Reg. No. 27,465

IBM Corporation
1000 River Street, 972E
Essex Junction, VT 05452
(802)769-9454

BUR920000033US2

-8-

S.N. 10/687,333